

**MINUTES OF THE BOARD OF
CARBON COUNTY COMMISSIONERS
REGULAR MEETING
Tuesday, May 20, 2008
County Courthouse, Rawlins, Wyoming**

The regular meeting of the Board of Carbon County Commissioners (BOCC) commenced Tuesday, May 20, 2008 at the County Courthouse in Rawlins, Wyoming. Attending the meeting were Chairman Terry Weickum, Commissioners Jerry Paxton and James Elliott; County Clerk Gwynn Rothenberger; County Attorney Cindy DeLancey; and Deputy Clerk Kathy Turner.

Chairman Weickum, called the meeting to order at 9:00 a.m.

VOUCHERS

The following vouchers were presented and approved for payment:

ADAMSON POLICE PRODUCTS	SUPPLIES	132.25
ADVANCED SYSTEMS GROUP	SUNSERVICE RENEWAL	2,246.00
ALCO	SUPPLIES	283.35
ALSCO, AMERICAN LINEN	SUPPLIES	191.35
AMERICAS BEST VALUE	LODGING	640.20
AMERIGAS	PROPANE	1,036.19
ATKINS, AMANDA	WITNESS FEES	126.88
AV-TECH ELECTRONICS	SUPPLIES	349.81
BANK OF COMMERCE	ACH FEE	30.00
BANK OF THE WEST	WATER TENDER LEASE CLOSING	250.00
BEHAVIORAL INTERVENTION	MONITORING SERVICES	753.41
BEST WESTERN COTTONTREE	LODGING	525.00
BI-RITE PHARMACY	JAIL RX	2,908.62
BLACK HILLS AMMUNITION	AMMUNITION	598.00
BOB BARKER COMPANY	SUPPLIES	1,189.18
BUILD RITE LUMBER SUPPLY	SUPPLIES	478.82
C N A SURETY	NOTARY	50.00
CARBON COUNTY COOPERATIVE	SUPPLIES	102.56
CARBON COUNTY VETERINARY	SUPPLIES	42.67
CARBON POWER & LIGHT	ELECTRICAL SERVICE	2,084.30
CARVER, JOHN D., M.D	TESTIMONY	2,738.92
CBM FOOD SERVICE	JAIL FOOD	5,419.84
CDW GOVERNMENT, INC.	SUPPLIES	35.24
CESKO, DAVID MD	MEDICAL SERVICES	240.00
CHANDRA, V RAJA MD	MEDICAL SERVICES/VITAL STATISTICS	232.00
CHILDREN'S ADVOCACY PROJECT	SUPPLIES	100.00
COLLEGE HILL WOMEN'S CLINIC	MEDICAL SERVICES	372.00
COMPUTER SOFTWARE ASSOC	WEBHOST FEE	250.00
CONOCOPHILLIPS	FUEL	182.32
CORPORATE EXPRESS	SUPPLIES	154.64
CULLIGAN WATER CONDITIONING	SUPPLIES	196.25
CULVER, GLEN	CONTRACT LABOR	25.00
DAILY TIMES	ADVERTISING	44.10
DALLIN MOTORS INC	REPAIRS	30.95
DEHERRERA & BACH LAW	LEGAL SERVICES	7,791.62
DELEON, JOHN	LEGAL SERVICES	3,037.08
DISCOUNT GROCERY STORE	SUPPLIES	5.99
DIXON, TOWN OF	WATER & SEWER/CONSENSUS LIST	30,033.50
DRUMMOND REFRIGERATION	REPAIRS	90.00
DUBOIS TELEPHONE EXCHANGE	PHONE SERVICE	32.54
EAGLE UNIFORM SUPPLY	SUPPLIES	287.76
ELK MOUNTAIN, TOWN OF	WATER & SEWER	46.71
ENCAMPMENT, TOWN OF	WATER & SEWER	54.00
ENGSTROM, JAMES D. D	DENTAL SERVICES	2,000.00
ERICKSON & ROBERTS	LEGAL SERVICES	7,354.02
ESCAPE CONFERENCE	REGISTRATION FEE	55.00
EVANS, MORGAN	JAIL HAIRCUTS	60.00
FARMER BROTHERS COFFEE	SUPPLIES	349.71
FERNANDEZ, MARIA	WITNESS FEES/MILEAGE	115.95
FLEET SERVICES	FUEL	341.58

FLINNER, M MD	MEDICAL SERVICES	57.00
FRANCE, TARA	TRANSCRIPTION	283.50
FREMONT MOTORS-RAWLINS	PARTS	223.89
GALLS INCORPORATED	SUPPLIES	899.00
GASES PLUS	SUPPLIES	640.03
GCR ELECTRONICS, LLC	SITE RENTALS	900.00
GRAPHIC SPORTS	SUPPLIES	170.00
GUIO, SUSAN, MSW	CONSULTATION/MILEAGE/WITNESS	916.40
HANNA, TOWN OF	WATER & SEWER	76.00
HAYS, STEPHEN DDS	DENTAL SERVICES	290.00
HEIMAN FIRE DEPARTMENT	SUPPLIES	3,775.30
HEROLD IRON WORKS	SUPPLIES	60.00
HIGH PLAINS VISION CENTER	VISION SERVICES	200.00
HILLCREST SPRING WATER	SUPPLIES	158.00
HILLTOP CONOCO	FUEL	288.25
IKON FINANCIAL SERVICES	COPIER LEASE	1,000.00
IKON OFFICE SOLUTIONS	COPIER LEASE	228.58
INTOXIMETERS	SUPPLIES	222.50
IRMA HOTEL	ROOM FOR CONFERENCE	142.50
J H KASPAR OIL COMPANY	FUEL	21,540.02
JACKALOPE PRINTING	SUPPLIES	872.56
JERRY'S DONUTS	SUPPLIES	17.98
JUNKIN, CHARLES, MA	MENTAL HEALTH SERVICES	600.00
JUVE, JANE H	LEGAL SERVICES	9,690.56
KAR KRAFT INC	VEHICLE MAINTENANCE	74.17
KATHERINE N MAJERUS	THERAPY SERVICES	262.50
KILBURN TIRE COMPANY	REPAIRS/TIRES/VEHICLE MAINTENANCE	999.02
KINETIC LEASING	LEASE PAYMENTS	123,907.00
KONE ELEVATORS ESCALATORS	ELEVATOR MAINTENANCE	2,910.35
KROGER - KING SOOPERS	SUPPLIES	46.71
LASCANO, LUIS	JANITORIAL SERVICES	3,700.00
MCMURRY READY MIX	GRAVEL	70,000.00
MEDICINE BOW, TOWN OF	WATER & SEWER	53.00
MEMORIAL HOSPITAL	MEDICAL SERVICES	8,063.34
MONTROSE COUNTY SHERIFF	SUBPOENA SERVICE	15.20
MOORE MEDICAL CORP.	SUPPLIES	106.26
MORALES, ERICA	INTERPRETER FOR COURT	25.00
MOWREY, LACY	WITNESS FEES/MILEAGE	238.90
MPM CORP / EVERGREEN	GARBAGE SERVICES	105.00
MUNSON, JACOB	MILEAGE/WITNESS FEES	205.95
MUNSON, LUKE	MILEAGE/WITNESS FEES	205.95
NECALL, SARA	MILEAGE/WITNESS FEES	244.59
OVERHEAD DOOR COMPANY	DOOR MAINTENANCE/REPAIRS/PARTS	948.76
PAMIDA INC	SUPPLIES/CREDIT	720.95
PERKINS OIL CO	FUEL	1,757.92
PETERSON, JANICE	MEALS/MILEAGE/WITNESS FEES	156.02
PITNEY BOWES INC	SOFTGUARD AGREEMENT CHARGE	234.00
PLAINSMAN PRINTING & SUPPLY	SUPPLIES	727.90
PLATTE VALLEY MEDICAL	MEDICAL SERVICES	393.00
PRO-CHEM INDUSTRIAL	SUPPLIES	319.25
PROTECTIVE PARTITION	SECURITY WINDOW	4,105.40
PUBLIC SAFETY WAREHOUSE	SUPPLIES	1,080.55
PURCHASE POWER	SUPPLIES	1.00
QUILL CORPORATION	SUPPLIES	462.17
QWEST-DENVER	PHONE SERVICES	954.20
QWEST-KENTUCKY	PHONE SERVICES	127.86
QWEST-PHOENIX	PHONE/INTERNET SERVICES	4,596.04
RANCH RESTAURANT, THE	PLANNING MEETING	55.40
RAWLINS AUTOMOTIVE	PARTS	516.49
RAWLINS EYE CARE	VISION SERVICES	200.00
RAWLINS FIRE EXTINGUISHER	ANNUAL INSPECTION/MTCE/SUPPLIES	608.50
RAWLINS GLASS	SUPPLIES	281.87
RAWLINS URGENT CARE	HEALTH SERVICES	357.00
RAWLINS, CITY OF	BUILDING PERMIT/WATER SERVICES	684.69
RELIABLE	SUPPLIES	523.22
RIDEOUT, RICHARD P.C	LEGAL SERVICES	57.50
ROBERT JACK SMITH & ASSOC	MAINTENANCE	11,500.00

ROBERTS CONSTRUCTION	SUPPLIES	1,040.00
ROCKY MOUNTAIN POWER	ELECTRICAL SERVICE	14,137.00
ROSS' AUTOMOTIVE SERVICE	MAINTENANCE	272.70
ROTHENBERGER, GWYNN	REIMBURSEMENT FOR CAMERA	236.01
RYAN ELECTRONICS INC	MAINTENANCE/MTCE CONTRACT	4,061.79
RYAN PARK FIRE & EMS	EXTRICATION EQUIPMENT	1,500.00
SARATOGA AUTO PARTS	SUPPLIES	48.29
SARATOGA FEED & GRAIN	SUPPLIES	275.70
SARATOGA SUN	ADVERTISING	3,393.77
SARATOGA, TOWN OF	SERVICES	29.42
SHELL FLEET PLUS	SUPPLIES	463.13
SHEPARD'S	SUPPLIES	3,770.81
SHIVELY HARDWARE	SUPPLIES	26.99
SMITH TRANSFER & STORAGE	SUPPLIES	130.00
SNAKE RIVER PRESS	SUPPLIES	43.00
SOURCE GAS	HEATING SERVICES	2,723.96
STAN'S QUIK LUBE	MAINTENANCE	43.44
SUNRISE SANITATION SERVICE	GARBAGE SERVICES	55.00
SYSCO FOOD SERVICES	SUPPLIES	212.63
TERMINIX	MAINTENANCE	75.00
TORRES, JORGE	INTERPRETER	25.00
TRADING POST	FUEL	5.00
TREVATHAN, SABRINA R	TRANSCRIPTION	1,885.20
TRIPLE XXX CONTRACTING	GARBAGE SERVICES	45.00
TRUE VALUE OF RAWLINS	SUPPLIES	476.56
U S BANK	SUPPLIES/SCHOOLING	3,880.89
U S POSTMASTER	STAMPS	210.00
UNION TELEPHONE COMPANY	CELL PHONE SERVICE	355.94
UNIVERSITY OF WYOMING	LEGAL SERVICES	99.00
VALLEY OIL COMPANY	FUEL	4,823.69
VALLEY PHARMACY	RX'S	189.74
VAN'S WHOLESALE	SUPPLIES	696.91
VERIZON WIRELESS	CELL PHONE SERVICE	230.96
WEST PAYMENT CENTER	INFORMATION CHARGES	511.57
WIMPENNY, ROBERT G D	DENTAL SERVICES	1,659.00
WY DEPARTMENT OF FAMILY SVCS	COPIES	25.80
WY LAW ENFORCEMENT ASSOC	TRAINING	885.00
WY MACHINERY COMPANY	PARTS	2,271.29
WY SEARCH & RESCUE	K9 ACADEMY CLASSES	150.00
WY STATIONERY	SUPPLIES	2,476.59
WY WASTE SERVICES-RAWLINS	GARBAGE SERVICES	845.39
XEROX CORPORATION	APRIL BASE CHARGE	1,644.78
YAMPA VALLEY ELECTRIC	ELECTRICAL SERVICES	670.76
ZEE	SUPPLIES	355.50
	GRAND TOTAL	418,438.22

CLERK

Minutes

Commissioner Elliott moved to approve the minutes of the May 6, 2008 regular meeting of the Board of Carbon County Commissioners as presented. Commissioner Paxton seconded and the motion carried unanimously.

Tentative Budget

Clerk Rothenberger stated she filed the County's Tentative Budget for Fiscal Year 2008–2009 on May 14, 2008 and mailed a copy to each Commissioner that day.

Platte Valley Community Center Joint Powers Board

Clerk Rothenberger stated she received a letter from the Town of Saratoga stating that at their Council's May 5, 2008 meeting the Council approved the recommendation to reappoint Sonja Collamer and Stacy Crimmins to the Platte Valley Community Center Board. She asked if the Board would like to reappoint Ms. Collamer and Ms. Crimmins to this board or if she should advertise for these positions. Attorney DeLancey stated there is no statutory requirement to

advertise but the county's practice has been to advertise. The Board asked Clerk Rothenberger to advertise both positions.

Equipment Lease

Clerk Rothenberger presented the lease and other documentation for a new water tender. She stated Attorney DeLancey has reviewed the lease and recommends approval. She added there will be additional lease documents as the rescue truck will be on the same lease, and those documents will be prepared upon delivery of that truck.

Commissioner Paxton moved to approve the Equipment Lease Agreement #002-0001573-002 between Carbon County and Bank of the West for three years in the total amount of \$92,179.68 to be made in three annual payments; Schedule A, Equipment Description; Floating Rental Factor Addendum to Equipment Lease Agreement; Guarantee of Title; Insurance Authorization Letter; Resolution #2008-13 "Extract of Minutes"; Essential Use Letter; Request to Disburse Proceeds; Purchase Option (\$1.00) Rider; and Certificate of Acceptance that will be sent only upon verification from the Fire Department that the equipment has been retrieved and is satisfactory. Commissioner Elliott seconded and the motion carried unanimously.

Larry Trapp stated the water tender has been picked up and is satisfactory.

RESOLUTION NO. 2008 - 13

RESOLUTION OF GOVERNING BODY EXTRACT OF MINUTES

Lessee: Carbon County
Lessor: Bank of the West
Date of Equipment Lease Agreement: May 7, 2008

At a duly called meeting of the governing body of Lessee (as defined in the Equipment Lease Agreement) held on the 20th day of May, 2008, the following resolution was introduced and adopted.

WHEREAS, the governing body of Lessee has determined that a true and very real need exists for the acquisition of the Equipment described in the Equipment Lease Agreement presented to this meeting; and

WHEREAS, the governing body of Lessee has taken the necessary steps, including any legal bidding requirements, under applicable law to arrange for the acquisition of such Equipment.

BE IT RESOLVED, by the governing body of Lessee that the terms of said Equipment Lease Agreement are in the best interest of Lessee for the acquisition of such Equipment, and the governing body of Lessee designates and confirms that the person indicated below is authorized to execute and deliver the Equipment Lease Agreement and any related documents necessary to the consummation of the transactions contemplated by the Equipment Lease Agreement.

FURTHER BE IT RESOLVED, that pursuant to Section 265 (b) 3 (D) of the Internal Revenue Code, as amended, the governing body of Lessee hereby designates this Equipment Lease Agreement as comprising a portion of the \$10 million in aggregate issues designated as "qualified tax-exempt obligations" eligible for the exception to the general rule of the Code which provides for a total disallowance of a deduction for interest expense allocable to the carrying of tax-exempt obligations. The governing body of the Lessee further certifies that it does not reasonably contemplate issuing more than \$10,000,000 of "qualified tax-exempt obligations," as defined in the Code, during the term of the lease.

-s- Terry Weickum
Chairman, Board of Carbon
County Commissioners

Attest: -s- Gwynn G. Rothenberger
Carbon County Clerk

The undersigned further certifies that the above resolution has not been repealed or amended and remains in full force and effect and further certifies that the above and foregoing Equipment Lease Agreement is the same as presented at said meeting of the governing body of Lessee.

Date: May 20, 2008

-s- Gwynn G. Rothenberger, Clerk of Carbon County

County Fire Department Vehicles

Clerk Rothenberger opened sealed bids for the sale of a 1984 Chevrolet Suburban, VIN 1G8GK26M2EF137731 and a 1986 Chevrolet C-70, 1,500 Gallon Water Tender, VIN 1GBL7D1E2GV103884. She stated the advertisement requesting bids stated there was a minimum bid of \$3,500.00 for the water tender and that applicable sales tax would automatically be added to the bid amount. Water tender bids were as follows: Kevin Wright - \$2,800.00, Doug Dowlin dba Falcon Filters - \$4,001.00, and Castle Peak Ranch - \$4,115.00. Bids for the suburban were as follows: Warden Patzer - \$2,250.00, Dan Mika - \$401.00, and Kevin Reeves - \$501.00. Clerk Rothenberger asked that Larry Trapp be authorized to review the bids and return later with a recommendation.

CES Vehicle

Clerk Rothenberger reported she is currently advertising for proposals for the county to purchase a vehicle for use by the Cooperative Extension Service. These bids will be open on June 3, 2008.

Countywide Consensus List Funding

Clerk Rothenberger advised the Countywide Consensus List was mailed last week to the Office of State Lands and Investments. She indicated the list will be presented to the State Lands and Investments Board (SLIB) at its June 5, 2008 meeting.

Dixon Airport

Clerk Rothenberger reported there is still one outstanding Change Order and outstanding invoices from the Airport Development Group relating to the Dixon Airport project. She presented a \$150,000.00 federal grant application including a state match grant application for \$4,737.00 with a local match of \$3,158.00. She indicated these grants are budgeted, including the county's match portion. Clerk Rothenberger reported that Attorney DeLancey has reviewed all documents and recommended approval.

Commissioner Elliot moved to approve the Chairman's signature on the Application for Federal Assistance, Federal Identifier 3-56-003A-09, State Application Identifier 9U4-03X, in the total amount of \$150,000.00 federal funds, \$4,737.00 state match, and \$3,158.00 local match. Commissioner Paxton seconded and the motion carried unanimously,

Commissioner Elliott moved to approve the Chairman's signature on the Request for State Airport Aid from Wyoming Department of Transportation, Reconstruct Runway 6-24 Phase II, in the amount of \$4,737.00 to match the federal portion of \$150,000.00 and the county's portion of \$3,158.00. Commissioner Paxton seconded and the motion carried unanimously.

Clerk of District Court

Clerk Rothenberger presented a Cooperative Agreement regarding Child Protection Services on behalf of Clerk of District Court, Lindy Glode. She stated Attorney DeLancey has reviewed the document and recommended approval.

Commissioner Paxton moved to approve the Cooperative Agreement for Responsibilities Between The Department of Family Services (DFS) Child Support Enforcement Unit and Carbon County Clerk of District Court (CDC) for the purpose of delineating the consensual responsibilities between DFS and CDC for all responsibilities except receipt and distribution of payments, according to federal law, rules, and policies regarding Title IV-D of the Social Security Act as amended, not to exceed the amount of \$17,853.60. Commissioner Elliott seconded and the motion carried unanimously.

Fair Grounds Multipurpose Facility

Clerk Rothenberger advised Anna Helm and Kristen Barkhurst were present on behalf of the Fair Board to discuss the proposed multipurpose facility. She asked the Board for direction on this building and discussed various funding opportunities adding that the Fair Board was recently awarded a \$200,000.00 grant from Carbon County School District #1 Recreation Board. Originally the BOCC asked the Fair Board to approach banks regarding a lease purchase and the

Fair Board feels they are now ready to do this. Clerk Rothenberger stated the Fair Board included the building in their budget, however she moved it to the county's general fund requests as this would be a county owned building and insured by the county therefore she recommends the county oversee the project.

Clerk Rothenberger indicated that Kaycee Alameda, the county's Grant Coordinator, would be applying for SLIB funds for unfunded or underfunded large capital construction projects however because this funding has no guarantees, she asked if the Board would like her or the Fair Board to begin negotiating with banks.

The Board agreed that Clerk Rothenberger should contact banks and that the county should oversee and budget for the grant portions of the project. Ms. Barkhurst stated the Fair Board would like to tear down the old building this fall and start construction on the new building next spring. Clerk Rothenberger asked if the Fair Board had solicited donations from oil companies as they planned to do and Ms. Barkhurst indicated she has begun that process and will continue her contacts. Attorney DeLancey agreed that Leroy Graham and Clerk Rothenberger should be involved in this project and it should be a county project rather than a Fair Board project. Clerk Rothenberger confirmed with the BOCC that they would prefer that she contact banks and that she would budget any necessary funding in the county's general fund budget for Fiscal Year 2009. The Board agreed.

Larry Trapp recommended the Fair Board get a soil study now as to not delay the building and bidding process. Chairman Weickum agreed and asked the Fair Board to begin this process. There was discussion of when bids would be advertised for and what to do with the old building that will be torn down.

Attorney DeLancey advised that the county's Planning Department should be consulted before any work is done to ensure any necessary permits are obtained. Clerk Rothenberger stated the specifications in the past state the contractor is responsible for obtaining any and all necessary permits. Clerk Rothenberger asked if specifications were available and Ms. Barkhurst stated the specifications have not been finalized however they have been working with an architect and the Fair Board does have sketches of the proposed building.

The BOCC agreed that the project should begin directly after the County Fair this year and that Clerk Rothenberger should begin contacts with banks meanwhile Ms. Alameda would apply for the SLIB grant. They also asked that Ms. Barkhurst continue her fund-raising efforts. Clerk Rothenberger indicated she has budgeted an additional \$75,000.00 to add to the earmarked \$125,000.00 to provide a larger match to the SLIB funds.

There was discussion that the Fair Board should begin soliciting letters of support from various community agencies including the BOCC and the Rawlins City Council.

Commissioner Elliott moved to authorize the Clerk to prepare a letter for the Chairman's signature supporting the idea of construction of a multipurpose facility at the Carbon County Fair Grounds. Commissioner Paxton seconded and the motion carried unanimously.

ELECTED OFFICIALS / DEPARTMENT HEADS

Assessor

County Assessor Sheryl Snider presented three rebates and one abate. She reported that the abates and rebates supplement and negative totals resulted in a positive amount of \$879,960.00.

Assessor Snider reported that construction in her office has begun and carpeting will be installed June 6, 2008 or June 13, 2008. Because the entire office must be emptied of all equipment and furniture for this, she requested authorization to close her office for business the day of carpeting. She added that staff will be there boxing up items however it would not be possible to assist customers during that time. She added that she will place advertisements notifying the public of the closure. Chairman Weickum stated they should advertise that they will be down Friday and Monday.

Attorney

Attorney DeLancey complimented the Carbon County Sheriff's Department stating that during a recent murder trial, that department did a great job of providing court security.

Fire Department

Larry Trapp stated he reviewed the bids opened earlier today to sell a suburban and water tender. He recommended awarding the bid for the suburban to Mr. Patzer totaling \$2,250.00.

Commissioner Paxton moved to accept Warden Patzer's bid for the 1984 Chevrolet Suburban, VIN 1G8GK26M2EF137731. Commissioner Elliott seconded and Clerk Rothenberger asked that the motion be amended to state that applicable sales tax would be owed by Mr. Patzer in addition to his bid amount. Commissioner Paxton amended his motion to include that the applicable sales tax would be in addition to the bid amount. Commissioner Elliott seconded and the amended motion carried unanimously.

Mr. Trapp recommended the water tender bid from Castle Peak Ranch totaling \$4,115.00 be accepted.

Commissioner Paxton moved to accept Castle Peak Ranch's bid of \$4,115.00 for the 1986 Chevrolet 1,500 Gallon Water Tender, VIN 1GBL7D1E2GV103884 and that applicable sales taxes would be added to the bid. Commissioner Elliott seconded and noted that the ranch is in Colorado therefore they would most likely pay tax there. Commissioner Paxton amended the motion to state that if the vehicle is licensed in Wyoming that applicable sales tax would be owed by the purchaser. Commissioner Elliott seconded and the amended motion carried unanimously.

Larry Trapp stated the county's new water tender was picked up last week and the new rescue truck unit should be completed near the end of June.

Buildings Manager

Leroy Graham opened one sealed bid for the Medicine Bow Senior Services roof from Energy Construction for removal of the old metal roof and complete replacement of the membrane roof in the amount of \$26,750.00. He added this was the only bid received.

Commissioner Elliott moved to accept the bid from Energy Construction in the amount of \$26,750.00 for removal of the old metal roof and replacement of the Medicine Bow Senior Services roof noting that the contractor would be paid half for materials up front, then the second half upon completion of the project. Commissioner Paxton seconded and the motion carried unanimously.

Mr. Graham stated the Circuit Court construction is nearly completed and that the computer equipment that has been in the Courthouse hallway is gone. He stated that the company who picked up the computers agreed to stop by often to see if the county had equipment to be disposed of. Mr. Graham also reported that new safety crash bars have been installed on three outside Courthouse doors. Clerk Rothenberger asked if the ADA (American Disability Act) lift from the Land Office to the main floor would be completed this year. Mr. Graham stated that it would not be and that he did not include it in his budget for fiscal year 2009. Clerk Rothenberger stated she would add it to his budget request.

Grant Coordinator

Kaycee Alameda dispersed a Grant Status Report and stated she is currently working on Homeland Security grants including additional Courthouse security cameras, and Sheriff's radio equipment. She has also been researching various grant opportunities to purchase medical equipment to stock two new ambulances that will be used by the South Central Emergency Medical Services (EMS) once it is up and running. Ms. Alameda discussed the new ambulances purchased by the county for the EMS service and added that the gentlemen that picked them up stated they were pleasantly surprised by the good condition they are in.

Road & Bridge

Mr. Nation distributed the Road & Bridge Report dated May 20, 2008. He stated the South

Road, County Road #401, will be cleared of major snow by May 23, 2008. His department continues to clear side roads such as County Roads #500, #503, and #602. He further stated there has been some flooding and high water mainly in the Baggs area.

Mr. Nation added that he has had several requests from land owners near County Roads #451 and #651 to consider making their roads county roads. He is working through the process and requests that these individuals bring these roads up to county standards then he would consider a recommendation to the BOCC to take these over as county roads. He added some of the upgrades include widening, culverts, and school bus turnarounds.

Mr. Nation stated the County Road #3 project is being completed this week and the final application of magnesium chloride will follow.

Mr. Nation stated the Attorney's Office is currently drafting a memorandum of understanding (MOU) between the Wyoming Department of Transportation, the Town of Sinclair and Carbon County regarding Sinclair's 12th Street Bypass project. The MOU would clarify any maintenance and payment responsibilities for the new road before the county agrees to proceed with any grant applications or sponsorship of any grants for the project.

Chairman Weickum asked how long flooding may occur and Mr. Nation replied one and one-half to two weeks. Mr. Nation stated the culverts were scheduled to be replaced last year but only had enough funds to replace one, but are on the schedule to be replaced.

Mr. Nation complimented Cathy MacPherson on the work she has done updating the county's personnel policies manual.

Mr. Nation indicated to Clerk Rothenberger that the County Road #1 and #3 project could be advertised for completion and final payment.

Clerk

Clerk Rothenberger stated that in 2003 or 2004 the county sponsored a T.E.A.L. grant for Wyoming State Parks and Cultural Resources to work on the Chatterton House at the Fort Fred Steele Historical Site. She reported the work is completed and the county can now close out the grant and be reimbursed \$175,000.00 from the Wyoming Department of Transportation. The grant close out required an Acceptance Certificate from the county stating that the county agrees the project is complete and that we accept full maintenance thereof. Clerk Rothenberger stated that State Statute mandates that Wyoming State Parks and Historical Sites maintain this site therefore she drafted a memorandum of understanding between Wyoming State Parks and Carbon County outlining maintenance responsibilities, more specifically that the county will not maintain the site nor will the county pay any party to do so. She presented the Attorney General approved version of the MOU and added that Attorney DeLancey has approved it.

Commissioner Elliott moved to authorize the Chairman's signature on the Memorandum of Understanding Between Carbon County and the Wyoming State Parks and Cultural Resources outlining maintenance responsibilities at the Fort Fred Steele Historic Site, and to authorize the Chairman to sign the Acceptance Certificate from the Wyoming Department of Transportation for the Fort Steele Project #STP-E-LC-TL05-00(177). Commissioner Paxton seconded and the motion carried unanimously.

Clerk Rothenberger stated she would not send in the Acceptance Certificate until the fully executed MOU has been received.

Sacred Ground Conference

Reverend Rebekah Simon-Peter, a member of the Wyoming Association of Churches, reported she attended a ground breaking conference on environmental concerns. She provided a summary of the conference, and distributed brochures concerning conservation issues. She asked the Board to consider these issues when making future decisions on various types of land development. Chairman Weickum stated it is something we deal with daily, and conservation plays a part in every decision that is made.

PERSONNEL POLICIES

Cathy MacPherson presented the final draft of Carbon County's revised personnel policies. She

provided an overview of changes made from the previous draft version and suggested that the Board appoint one of its members to supervise their employees. She reported the next step is to publish a 45-day notice of the county's intent to adopt new policies and request public comment. She anticipates approving the new policies July 15, 2008 making them effective August 1, 2008. Attorney DeLancey agreed that the comments are crucial to this process as a lot of time has been spent on this.

LUNCH

Chairman Weickum recessed for lunch at 11:33 a.m. and reconvened at 1:30 p.m.

PLANNING & ZONING

Public Hearing Case File No. 07-11

Lou Kline, Kristy Rowan and Troy Maddox discussed Planning & Zoning Case File No. 07-11 Wagon Circle Canyon Acres Minor Subdivision - Patrick and Rose Cain Final Plat - Request for a Minor Subdivision in a Ranching, Agriculture, Mining (RAM) Zone on approximately 38.255 acres and Case File No. 07-12 Wagon Circle Canyon Acres Minor Subdivision - Patrick and Rose Cain - Request for a Zone Change from Ranching, Agriculture, Mining (RAM) to Residential (RD) encompassing a total of approximately 38.255 acres. The 38.255 acres is located in the Wagon Circle Canyon Acres – Minor Subdivision FINAL PLAT (See Case #07-11).

Mr. Kline stated Attorney DeLancey had more information on these cases. Attorney DeLancey stated that Bill MacPherson was present as council for the applicants, Pat and Rose Cain, and stated the two have been working on the ongoing matters involving this proposed subdivision. Their joint recommendation is to table any action on these cases for 60 days and through stipulation, the Cains have agreed to waive going outside the statutory 45-day time period to allow additional work to be done on the review of the subdivision. She stated that the statutes require a collaborative effort from the City of Rawlins and the county because of where the proposed subdivision would lie.

Mr. MacPherson stated he has only been involved for two weeks. He added Wyoming Statute requires approval by the City of Rawlins and because this has not been done often or maybe ever, he thinks it would be appropriate to go through the city process and return to the BOCC after city action. He added State Statute requires 45-day action, however in the Stipulation, the Cains have waived any statutory timelines, any deficiencies in the proceedings, any arguments that they may have and Mr. MacPherson again asked the BOCC to postpone action. Commissioner Elliott asked if there is something in writing waiving the timelines and Mr. MacPherson stated he, the Cains, and Attorney DeLancey have signed an agreement.

Commissioner Elliott moved to approve the Stipulation to Table Planning & Zoning Case File #07-11 and Case File #07-12 for a period of 60 days and to authorize Chairman Weickum and Attorney DeLancey to execute the document. Commissioner Paxton seconded and the motion carried unanimously.

Commissioner Paxton moved to set a public hearing for Planning & Zoning Case Files #07-11 and #07-12 for July 15, 2008 at 1:30 p.m. at the County Courthouse in Rawlins, WY. Commissioner Elliott seconded and the motion carried unanimously.

BONDS

Commissioner Paxton moved to approve a \$25,000.00 bond for Janice Ward and a rider to the bond stating Ms. Ward is the Treasurer/Clerk for the Town of Dixon. Commissioner Elliott seconded and the motion carried unanimously.

NOMINATION OF MAGISTRATES

Commissioner Elliott moved to authorize the Approval of the Nomination of Magistrates for the Circuit Court of the Second Judicial District Carbon County, State of Wyoming, as executed by Circuit Court Judge Jane Eakin, appointing Annette M. Green and Jennette M. Hagan as part-time magistrates to serve in Carbon County. Commissioner Paxton seconded and the motion carried unanimously.

RECESS

Chairman Weickum called a recess at 1:49 p.m. and reconvened at 2:03 p.m.

Energy Savings Project

Patsy Carter, Florence Kostic, and Kermit Brown discussed the energy savings project at Memorial Hospital of Carbon County. Ms. Carter asked for the assistance of the BOCC by sponsoring a municipal lease to complete the energy savings project, including new lighting ballasts, HVAC, fire protection, and tinting windows. Ms. Carter stated they have the advice of Bond Attorney Barbara Bonds that the county must sponsor the lease as the Memorial Hospital Board can not. The total project lease is approximately \$1.7 million and the group expects the lease to be for a period of 10 years.

Chairman Weickum asked why the county must sponsor the lease and Mr. Brown replied that Saulsbury Hill Financing, the lessor, wants tax free income therefore a political subdivision of the state must sponsor the lease. Clerk Rothenberger asked if this lease would complete the entire project and Ms. Carter replied that yes, the whole energy savings project would be complete with this lease. Chairman Weickum verified that all other methods of funding have been exhausted.

BOARD INTERVIEWS & APPOINTMENTS

Carbon County Economic Development Corporation

Patrick Gonzales was interviewed for consideration of appointment to the Carbon County Economic Development Corporation.

Commissioner Elliott moved to appoint Patrick Gonzales for a three-year unexpired term expiring December 2008. Commissioner Paxton seconded and the motion carried unanimously.

RECESS

Chairman Weickum called a recess at 2:30 p.m. and reconvened at 2:49 p.m.

Ryan Park Fire Department – Non-Profit Status

Homer Beach, Hannah Warren, Scott Warren, Lee Warren and Marv Worden discussed the Ryan Park Fire Department and its non-profit status. Mr. Warren stated the group has decided to dissolve their non-profit status. Their concern is if they dissolve immediately they would not be able to have a fund-raiser this fall as the new foundation would not be in place. The group proposes simply changing the current non-profit's name to the Ryan Park Volunteers. Attorney DeLancey agreed if the Internal Revenue Services allows the name change this would be acceptable. Mr. Warren discussed the accounts he would setup for funneling donations and funds raised. He stated there would be two accounts, one for the Volunteers and another for the Carbon County Volunteer Fire Department at Ryan Park. The Volunteers would raise the funds and donate it to the County Fire Department account.

The group discussed concerns about the equipment they have purchased with grants and fund-raising. They would like some assurances that the equipment will remain at Ryan Park after coming under the county system. The Board agreed that any equipment could be titled under the Carbon County Fire Department at Ryan Park as it is not the county's intent to move their equipment. Chairman Weickum added that if the BOCC changes, the guarantee of maintaining their equipment may change. He stated the current Board's intent is not to move any equipment and they hope that idea remains with future boards.

Mr. Warren stated the county owns a few acres at Ryan Park and they would like to clear willows on the property for safer training and asked for the Board's approval to do so. The Board requested to view the property before authorizing this.

COMMISSIONERS DISCUSSION

Commissioner Elliott stated he received a call from Randy Sikes of the Saratoga Volunteer Fire Department, asking to be on the Commissioners' agenda to ask for funding for a rescue truck. There was discussion about their non-profit status and whether or not the county could fund the request and further discussion that the budget request deadline has passed. The Board asked Attorney DeLancey to find out where the Saratoga Fire Department is, in the decision process of their non-profit status.

Commissioner Paxton stated he attended a meeting regarding the closure of the Hog Park Campground. He stated there would be economic impact of closing this and there are several proposals to close other campgrounds due to dead trees. Commissioner Paxton stated there is a budget to remove dead trees but this may be used at other campgrounds as opening Hog Park would use the entire budget.

EXECUTIVE SESSION

Commissioner Elliott moved to go into executive session at 3:32 p.m. with Attorney DeLancey and Clerk Rothenberger to discuss personnel and proposed litigation. Commissioner Paxton seconded and the motion carried unanimously.

Commissioner Paxton moved to come out of executive session at 4:35 p.m. and declared that no action was taken and that the minutes of the executive session be approved as written and sealed. Commissioner Elliott seconded and the motion carried unanimously.

ADJOURNMENT

There being no further business, Chairman Weickum adjourned the meeting at 4:36 p.m.

-s- Gwynn G. Rothenberger, Carbon County Clerk

Approved this 3rd day of June 2008

BOARD OF COUNTY COMMISSIONERS
CARBON COUNTY, WYOMING

-s- Terry Weickum, Chairman